



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov

# Fax Cover Sheet

**Date:** 15 Dec 2005

<b>To:</b> Stephen Herrera	<b>From:</b> Sam Rimell
<b>Application/Control Number:</b> 09/492,398	<b>Art Unit:</b> 2164
<b>Fax No.:</b> 919-854-2084	<b>Phone No.:</b> (571) 272-4084
<b>Voice No.:</b> 919-854-1844	<b>Return Fax No.:</b> (571) 273-8300
<b>Re:</b>	<b>CC:</b>

☐ **Urgent**   ☐ **For Review**   ☐ **For Comment**   ☐ **For Reply**   ☒ **Per Your Request**

**Comments:**

We have received your request for an interview to discuss an advisory action in 09/492,398.  
Your request cannot be granted.  
MPEP 713.05 prohibits the granting of interviews after an appeal brief has been submitted.

The status of the application is as follows:

- 1) The exhibit evidence submitted 5/19/05 has been denied entry.
- 2) The revised appeal brief of 5/19/05 has been received and will be reviewed.

  
**SAM RIMELL**  
**PRIMARY EXAMINER**

**Number of pages 1 including this page**

## STATEMENT OF CONFIDENTIALITY

This facsimile transmission is an Official U.S. Government document which may contain information which is privileged and confidential. It is intended only for use of the recipient named above. If you are not the intended recipient, any dissemination, distribution or copying of this document is strictly prohibited. If this document is received in error, you are requested to immediately notify the sender at the above indicated telephone number and return the entire document in an envelope addressed to:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450